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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Lotspiech) Art Unit: 2131
Serial No.: 09/777,506)
Filed: February 5, 2001) Examiner: Chai
For: METHOD FOR ASSIGNING ENCRYPTION KEYS) ARC920000143US2
) October 4, 2004
) 750 B STREET, Suite 3120
) San Diego, CA 92101
)

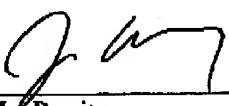
COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner of Patents and Trademarks
Washington, DC 20231

Dear Sir:

The record as a whole makes the reasons for allowance clear. Thus, a statement on reasons for allowance is unnecessary, 37 C.F.R. §104. The "Statement of Reasons for Allowance" thus might misleadingly summarize the record as a whole and for that reason no acquiescence in the Statement on the part of Applicant is to be presumed. For example, the Statement alleges that the claims recite regenerating keys "solely" from an index of stored keys and a characteristic generating matrix, but no claim recites the word "solely" or the term "characteristic generating matrix". Furthermore, the allegation that all independent claims recite a Hamming distance is incorrect (Claim 18 does not). The evaluation that the "prior art defines public keys based on error-correcting code" likewise is not acquiesced in.

Respectfully submitted,


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